

Customer No. 22,852
Attorney Docket No. 06854.0046

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Katsuyoshi NAGAO et al.)	
)	Group Art Unit:
Application No.: Not Yet Assigned)	
)	Examiner:
Filed: October 21, 2005)	
)	
For: DRUG SOLUTION FILLING)	
PLASTIC AMPOULE AND)	
PRODUCTION METHOD)	
THEREFOR)	

U.S. National Phase of International Application No. PCT/JP2004/005547

**MAIL STOP PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the international search report. Copies of the listed foreign documents and non patent literature documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following are listed on the accompanying PTO/SB/08 and are in a non-English language:

1. Japanese Patent Publication No. 2914826 corresponds to U.S. Patent No. 5,723,189, which is cited on the enclosed form PTO/SB/08. The relevance of this document is discussed at pages 3 and 7 of the specification of the present application.
2. Japanese Unexamined Patent Publication No. SHO60-24844 - The relevance of this document is discussed at pages 3 and 7 of the specification of the present application.
3. Japanese Unexamined Patent Publication No. SHO33-8078 - The relevance of this document is discussed at pages 4 and 5 of the specification of the present application.
4. Japanese Unexamined Patent Publication No. SHO36-5985 - The relevance of this document is discussed at pages 4 and 5 of the specification of the present application.
5. Mutual's Home Page, "PACKAGING EQUIPMENT - CONTAINER FORMING AND ASEPTIC FILLING SYSTEM", <http://www.mutual.co.jp>. - The relevance of this document is discussed at page 5 of the specification of the present application.
6. Nissin Pharmaceutical's Home Page; "POLYETHYLENE BOTTLE", <http://www.yg-nissin.co.jp/BFS.htm>. - The relevance of this document is discussed at page 5 of the specification of the present application.

7. Japanese Unexamined Patent Publication No. 2001-70399 - The relevance of this document is discussed at page 8 of the specification of the present application. An English language abstract and an English language translation of this document are also enclosed.

8. Japanese Unexamined Patent Publication No. HEI5-293159 - The relevance of this document is discussed at page 13 of the specification of the present application. This publication corresponds to U.S. 5,723,189 cited on the enclosed Form PTO/SB/08.

9. Japanese Application No. 8-34422 - An English language abstract and an English language translation of this document are also enclosed.

10. Japanese Application No. 2002-068963 - An English language abstract and an English language translation of this document are also enclosed.

11. Japanese Application No. 9-070876 - An English language abstract and an English language translation of this document are also enclosed.

12. Japanese Application No. 5-277154 - An English language abstract and an English language translation of this document are also enclosed.

13. Japanese Application No. 2000-262591 - An English language abstract and an English language translation of this document are also enclosed.

Enclosed is an English-language international search report from the Japanese Patent Office in the PCT international application, from which this national phase U.S.

application is derived, citing documents No. 2, 9, 10, and 11, and setting forth the relevance thereof.


This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: October 21, 2005

By: 
Ernest F. Chapman
Reg. No. 25,961

Enclosures
EFC/FPD/gah

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				Complete if Known 10/554094	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Application Number	
				Filing Date	
				First Named Inventor	
				Art Unit	
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	06854.0046

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-5,723,189	03-03-1998	Sudo	
		US-			
		US-			

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		JP-2914826	04-16-1999			No
		JP-60-24844	02-07-1985			No
		JP-33-8078	09-12-1933			No
		JP-36-5985	05-27-1936			No
		JP-2001-070399	03-21-2001	Inoue et al.		Yes
		JP-5-293159	11-09-1993			No
		JP-8-34422	02-06-1996	Otsuki et al.		Yes
		JP-2002-068963	03-08-2002	Kurumada et al.		Yes
		JP-9-70876	03-18-1997	Ishii		Yes
		JP-5-277154	10-26-1993	Matsumoto et al.		Yes
		JP-2000-262591	09-26-2000	Inoue et al.		Yes

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		Mutual's Home Page, "PACKAGING EQUIPMENT - CONTAINER FORMING AND ASEPTIC FILLING SYSTEM", http://www.mutual.co.jp (March 19, 2003)	No
		Nissin Pharmaceutical's Home Page; "POLYETHYLENE BOTTLE", http://www.yg-nissin.co.jp/BFS.htm (March 19, 2003)	No
		Rommelag's Home Page; "WELCOME TO ROMMELAG" and "BTS PROCESS - THE BOTTLEPACK PROCESS", http://www.rommelag.com (March 19, 2003)	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.